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November 20, 2008

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Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450 Art Unit 1633

Attn: Mail Stop Amendment

Re:

U.S. Utility Patent Application

Application No. 10/521,313; § 371 Filing Date: January 14, 2005

HER-2 NEU DNA VACCINE HAVING ANTI-CANCER ACTIVITY For:

Inventors:

LEE et al.

Our Ref:

2298.0080002/EJH/BNC

Sir:

Transmitted herewith for appropriate action is a Reply to a Notice of Non-Compliant Amendment Under 37 C.F.R. § 1.121.

The above-listed document is filed electronically through EFS-Web.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

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